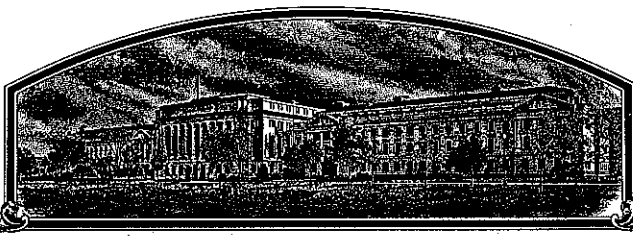


No.

9000204



# THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

## Wisconsin Agricultural Experiment Station

Whereas, THERE HAS BEEN PRESENTED TO THE  
Secretary of Agriculture

AN APPLICATION REQUESTING A CERTIFICATE OF PROTECTION FOR AN ALLEGED NOVEL VARIETY OF SEXUALLY REPRODUCED PLANT, THE NAME AND DESCRIPTION OF WHICH ARE CONTAINED IN THE APPLICATION AND EXHIBITS, A COPY OF WHICH IS HEREUNTO ANNEXED AND MADE A PART HEREOF, AND THE VARIOUS REQUIREMENTS OF LAW IN SUCH CASES MADE AND PROVIDED HAVE BEEN COMPLIED WITH, AND THE TITLE THERETO IS, FROM THE RECORDS OF THE PLANT VARIETY PROTECTION OFFICE IN THE APPLICANT(S) INDICATED IN THE SAID COPY, AND WHEREAS, UPON DUE EXAMINATION MADE, THE SAID APPLICANT(S) IS (ARE) ADJUDGED TO BE ENTITLED TO A CERTIFICATE OF PLANT VARIETY PROTECTION UNDER THE LAW.

NOW, THEREFORE, THIS CERTIFICATE OF PLANT VARIETY PROTECTION IS TO GRANT UNTO THE SAID APPLICANT(S) AND THE SUCCESSORS, HEIRS OR ASSIGNS OF THE SAID APPLICANT(S) FOR THE TERM OF *eighteen* YEARS FROM THE DATE OF THIS GRANT, SUBJECT TO THE PAYMENT OF THE REQUIRED FEES AND PERIODIC REPLENISHMENT OF VIABLE BASIC SEED OF THE VARIETY IN A PUBLIC REPOSITORY AS PROVIDED BY LAW, THE RIGHT TO EXCLUDE OTHERS FROM SELLING THE VARIETY, OR OFFERING IT FOR SALE, OR REPRODUCING IT, IMPORTING IT, OR EXPORTING IT, OR USING IT IN PRODUCING A HYBRID OR DIFFERENT VARIETY THEREFROM, TO THE EXTENT PROVIDED BY THE PLANT VARIETY PROTECTION ACT.

UNITED STATES SEED OF THIS VARIETY (1) SHALL BE SOLD BY VARIETY NAME ONLY AS OF CERTIFIED SEED AND (2) SHALL CONFORM TO THE NUMBER OF GENERATIONS OF THE OWNER OF THE RIGHTS. (84 STAT. 1542, AS AMENDED, 7 U.S.C. 2321 ET SEQ.)

BARLEY

'Chilton'

In Testimony Whereof, I have hereunto set my hand and caused the seal of the Plant Variety Protection Office to be affixed at the City of Washington, D.C. this 29th day of October in the year of our Lord one thousand nine hundred and ninety-three.

Attest:

*Kenneth A. Evans*  
Commissioner  
Plant Variety Protection Office  
Agricultural Marketing Service

*Mike Esq*  
Secretary of Agriculture

Public reporting burden for this collection of information is estimated to average 30 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to Department of Agriculture, Clearance Office, OIRM, Room 404-W, Washington, D.C. 20250; and to the Office of Management and Budget, Paperwork Reduction Project (OMB #0581-0055), Washington, 20250.

FORM APPROVED: OMB 0581-0055, Expires 1/31/91

U.S. DEPARTMENT OF AGRICULTURE  
AGRICULTURAL MARKETING SERVICE

APPLICATION FOR PLANT VARIETY PROTECTION CERTIFICATE

(Instructions on reverse)

Application is required in order to determine if a plant variety protection certificate is to be issued (7 U.S.C. 2421). Information is held confidential until certificate is issued (7 U.S.C. 2426).

|                                                                                                                                                                                                                                                                                                        |  |                                                         |                                                                                                                                                                          |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|---------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. NAME OF APPLICANT(S) (as it is to appear on the Certificate)<br>Wisconsin Agricultural Experiment Station<br>M.A. Brinkman, authorized agent                                                                                                                                                        |  | 2. TEMPORARY DESIGNATION OR EXPERIMENTAL NO.<br>X2944-4 | 3. VARIETY NAME<br>Chilton                                                                                                                                               |
| 4. ADDRESS (street and no. or R.F.D. no., city, state, and ZIP)<br>Agriculture Hall<br>University of Wisconsin-Madison<br>Madison, WI 53706                                                                                                                                                            |  | 5. PHONE (include area code)<br>(608) 262-1390          | FOR OFFICIAL USE ONLY<br>PVPO NUMBER<br>9000204<br>Filing and Examination Fee:<br>\$ 2150<br>Date<br>June 8, 1990<br>Certificate Fee:<br>\$ 250<br>Date<br>Oct. 21, 1993 |
| 6. GENUS AND SPECIES NAME<br>Hordeum vulgare L.                                                                                                                                                                                                                                                        |  | 7. FAMILY NAME (Botanical)<br>Gramineae                 |                                                                                                                                                                          |
| 8. CROP KIND NAME (Common Name)<br>Spring barley                                                                                                                                                                                                                                                       |  | 9. DATE OF DETERMINATION<br>February 16, 1990           |                                                                                                                                                                          |
| 10. IF THE APPLICANT NAMED IS NOT A "PERSON," GIVE FORM OF ORGANIZATION (Corporation, partnership, association, etc.)<br>Wisconsin Agricultural Experiment Station                                                                                                                                     |  |                                                         |                                                                                                                                                                          |
| 11. IF INCORPORATED, GIVE STATE OF INCORPORATION                                                                                                                                                                                                                                                       |  | 12. DATE OF INCORPORATION                               |                                                                                                                                                                          |
| 13. NAME AND ADDRESS OF APPLICANT REPRESENTATIVE(S), IF ANY, TO SERVE IN THIS APPLICATION AND RECEIVE ALL PAPERS<br>Dr. Marshall A. Brinkman, Department of Agronomy<br>University of Wisconsin-Madison, 1575 Linden Drive<br>Madison, WI 53706<br>Dr. Bob Forberg<br>per phone call 4 Dec 1992<br>AAR |  |                                                         |                                                                                                                                                                          |

PHONE (include area code): (608) 262-1390

14. CHECK APPROPRIATE BOX FOR EACH ATTACHMENT SUBMITTED (Follow INSTRUCTIONS on reverse)

- a. ☒ Exhibit A, Origin and Breeding History of the Variety  
b. ☒ Exhibit B, Novelty Statement.  
c. ☒ Exhibit C, Objective Description of Variety.  
d. ☒ Exhibit D, Additional Description of Variety.  
e. ☒ Exhibit E, Statement of the Basis of Applicant's Ownership.  
f. ☒ Seed Sample (2,500 viable untreated seeds). Date Seed Sample mailed to Plant Variety Protection Office \_\_\_\_\_  
g. ☒ Filing and Examination Fee (\$2,150) made payable to "Treasurer of the United States."

15. DOES THE APPLICANT(S) SPECIFY THAT SEED OF THIS VARIETY BE SOLD BY VARIETY NAME ONLY AS A CLASS OF CERTIFIED SEED? (See section 83(a) of the Plant Variety Protection Act.)

☒ YES (If "YES," answer items 16 and 17 below) ☐ NO (If "NO," skip to item 18 below)

16. DOES THE APPLICANT(S) SPECIFY THAT THIS VARIETY BE LIMITED AS TO NUMBER OF GENERATIONS?

☒ YES ☐ NO

17. IF "YES" TO ITEM 16, WHICH CLASSES OF PRODUCTION BEYOND BREEDER SEED?

☒ FOUNDATION ☐ REGISTERED ☒ CERTIFIED

18. DID THE APPLICANT(S) PREVIOUSLY FILE FOR PROTECTION OF THE VARIETY IN THE U.S.?

☐ YES (If "YES," through ☐ Plant Variety Protection Act ☐ Patent Act. Give date: \_\_\_\_\_)  
☒ NO

19. HAS THE VARIETY BEEN RELEASED, USED, OFFERED FOR SALE, OR MARKETING IN THE U.S. OR OTHER COUNTRIES?

☒ YES (If "YES," give names of countries and dates)  
☐ NO

Released to Certified Seed growers on February 16, 1990

20. The applicant(s) declare(s) that a viable sample of basic seeds of this variety will be furnished with the application and will be replenished upon request in accordance with such regulations as may be applicable.

The undersigned applicant(s) is (are) the owner(s) of this sexually reproduced novel plant variety, and believe(s) that the variety is distinct, uniform, and stable as required in section 41, and is entitled to protection under the provisions of section 42 of the Plant Variety Protection Act.

Applicant(s) is (are) informed that false representation herein can jeopardize protection and result in penalties.

|                                                           |                                      |                      |
|-----------------------------------------------------------|--------------------------------------|----------------------|
| SIGNATURE OF APPLICANT (Owner(s))<br>Marshall A. Brinkman | CAPACITY OR TITLE<br>Professor/Agent | DATE<br>May 30, 1990 |
| SIGNATURE OF APPLICANT (Owner(s))                         | CAPACITY OR TITLE                    | DATE                 |

9000204

EXHIBIT A: ORIGIN AND BREEDING HISTORY OF THE VARIETY

CHILTON SPRING BARLEY (Wisconsin selection X2944-4, PI537967)

Chilton was developed by workers in the Department of Agronomy, University of Wisconsin-Madison, Madison, Wisconsin. The pedigree of Chilton barley is X2040-1/X1947-2//Morex. The chronology of crosses which give rise to X2040-1 and X1947-2 is presented on page 2. Chilton was developed via pedigree breeding from a three-way cross, with the final cross consisting of Morex as a male crossed onto an F<sub>1</sub> plant from an X2040-1/X1947-2 cross. The final cross was made in a winter greenhouse at Madison, Wisconsin in February, 1977. The chronology of progeny generations which resulted in the release of Chilton is as follows:

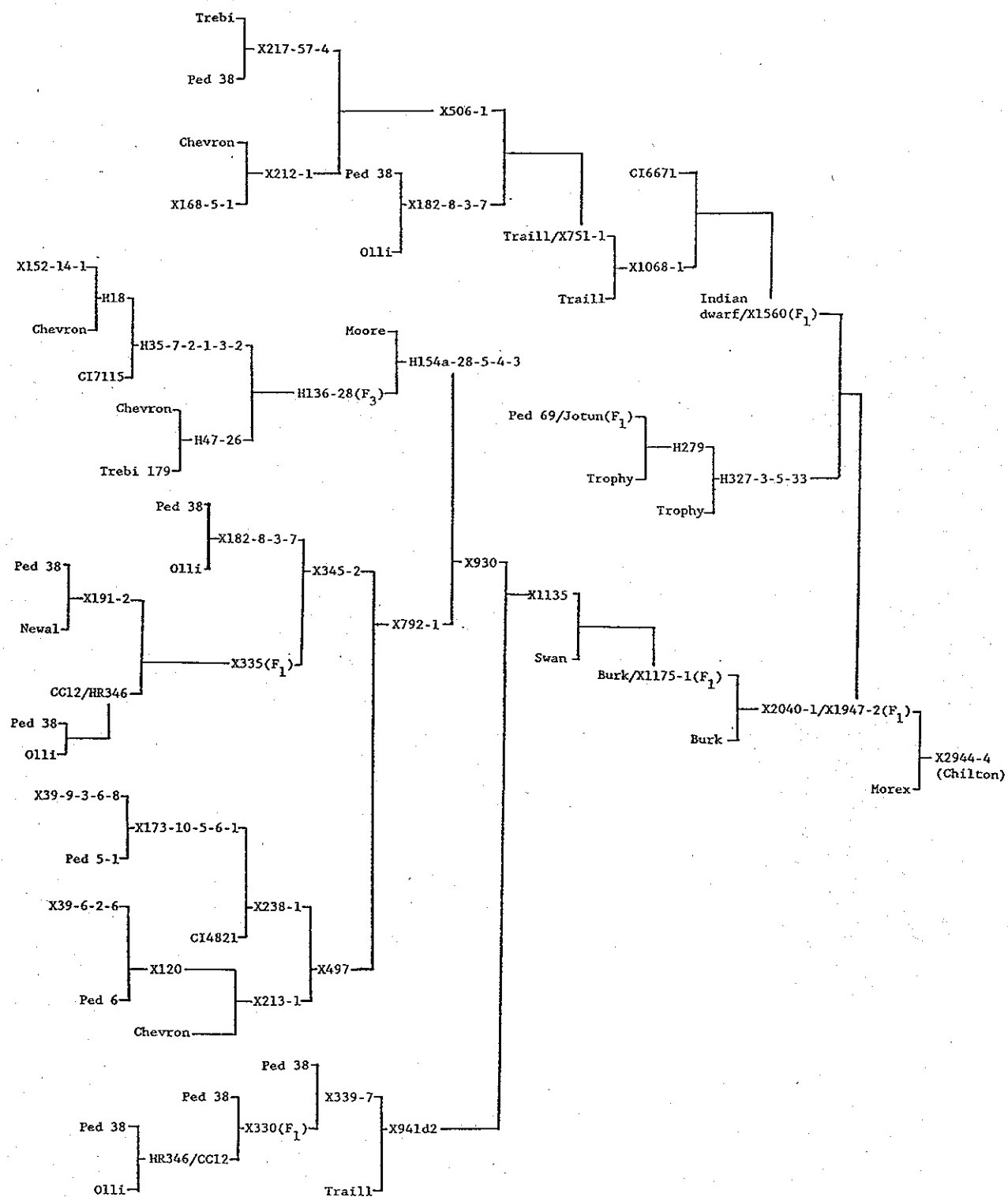
| <u>Year</u> | <u>Disposition</u>                                                                                                                                                                 |
|-------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1977        | F <sub>1</sub> generation grown as R17404 in the field nursery at Madison                                                                                                          |
| 1978        | R7659 (F <sub>2</sub> )                                                                                                                                                            |
| 1979        | Head Row <sup>2</sup> 4848 (F <sub>3</sub> )                                                                                                                                       |
| 1980        | HR5254 (F <sub>4</sub> )                                                                                                                                                           |
| 1981        | HR30827 (F <sub>5</sub> )                                                                                                                                                          |
| 1982        | HR4098 (F <sub>6</sub> ) Plants in this row were harvested in bulk and were designated X2944-4.                                                                                    |
| 1983        | R867 Entered in a 3-replicate preliminary trial at Madison                                                                                                                         |
| 1984        | Entered in the Rod Row Yield Trial at Madison. The nursery was harvested for seed increase only due to severe soil compaction problems during emergence.                           |
| 1985        | X2944-4 Performed very well in the Rod Row Yield Trial at Madison                                                                                                                  |
| 1986-89     | Entered in statewide yield trials each year. Entered in the Arlington drill plot performance trials in 1987-89, and in the Mississippi Valley Barley Nursery (Uniform) in 1988-89. |

The primary selection criteria in the F<sub>2</sub> nursery and in the F<sub>3</sub>, F<sub>4</sub>, F<sub>5</sub>, and F<sub>6</sub> head rows were productive appearance,<sup>2</sup> stiff straw, early maturity,<sup>5</sup> attractive kernel conformation, and resistance/tolerance to diseases.

X2944-4 performed very well in its first preliminary yield trial (triplicate nursery in 1983) at Madison, so it was promoted to the main 4-replicate performance trial (Rod Row Yield Trial) at Madison in 1984. A three-inch rain immediately after planting resulted in severe soil compaction problems and very poor stands, so the 1984 season provided only a seed increase. The 1985 Rod Row Yield Trial provided some of the highest barley yields and test weights on record at Madison. In spite of showing more susceptibility to powdery mildew than desired in the 1985 RRYT, X2944-4 performed exceptionally well, as it was high in grain yield and test weight, headed early, and had excellent straw strength. X2944-4 was subsequently tested in statewide trials in 1986-89. Despite slipping somewhat in yield in 1986, it consistently produced high test weight grain with high protein percentage throughout its statewide testing in the late 1980's. Sister line X2944-16 was included along with X2944-4 in all 1985-89 yield trials, including the 1988-89 MVBV Uniform nurseries. X2944-4 was chosen over X2944-16 primarily because of its superiority in test weight.

9000204

Pedigree of Chilton Spring Barley



9000204

No variant plants were detected in Chilton prior to the release of Foundation Seed in March, 1990. The field of breeder seed that was grown at the Arlington Experimental Farm in 1988 was inspected on numerous occasions by M.A. Brinkman and personnel from the Foundation Seedstocks Program, and the 15-acre Foundation seed production field grown on the Marvin Stiemke farm near Arlington in 1989 was inspected at weekly intervals during much of the barley growing season. Chilton is considered to be stable for all phenotypic and genotypic plant traits.

Approval for the release of Foundation Seed of Chilton spring barley was granted by the Director of the Wisconsin Agricultural Experiment Station on February 16, 1990. Certified Seed of Chilton will be available for planting by farmers in the spring of 1991.

9000204

EXHIBIT B: NOVELTY STATEMENT

Chilton can be differentiated from other spring barley cultivars primarily on the basis of agronomic and kernel traits. Phenotypically in field nurseries Chilton is similar to Mazen, Morex, and Robust. Chilton most closely resembles Morex because it is virtually the same as Morex in heading date and plant height (see Table 9 in Exhibit D). It is also virtually identical to Morex in reaction to leaf rust (Table 1, Exhibit D), stem rust (Table 7, Exhibit D), powdery mildew (Tables 1 and 7, Exhibit D), and spot blotch (Table 7, Exhibit D). Chilton appears to be somewhat more resistant to net blotch than Morex (Table 8, Exhibit D). The similarity of Chilton and Morex is not surprising because Morex is a parent of Chilton. However, Morex and Chilton differ substantially in several traits, particularly test weight and straw strength (Table 9, Exhibit D). Chilton has also been consistently higher than Morex in grain yield, protein percentage, and protein yield (Table 9, Exhibit D). Chilton heads about a day earlier and is somewhat taller than Hazen and Robust. Agronomic and disease reaction differences between Chilton and other current Midwestern six-rowed barleys are summarized below:

| Current<br>barley<br>variety | Heading<br>date | Plant<br>height | Leaf<br>rust | Stem<br>rust | Powdery<br>mildew | Spot<br>blotch | Test<br>weight | Lodging | Grain<br>yield |
|------------------------------|-----------------|-----------------|--------------|--------------|-------------------|----------------|----------------|---------|----------------|
| Bounty                       | X               | X               | X            | X            |                   |                | X              | X       | X              |
| Bowers                       | X               | X               | X            |              |                   | X              | X              | X       | X              |
| Excel                        | X               | X               |              |              |                   |                | X              | X       | X              |
| Hazen                        | X               | X               | X            |              | X                 | X              | X              |         |                |
| Morex                        |                 |                 |              |              |                   |                | X              | X       | X              |
| Robust                       | X               | X               | X            |              | X                 | X              |                | X       | X              |

X = Chilton can be distinguished from a cultivar using the specific trait.

U.S. DEPARTMENT OF AGRICULTURE  
AGRICULTURAL MARKETING SERVICE  
LIVESTOCK AND SEED DIVISION  
BELTSVILLE, MARYLAND 20705

EXHIBIT C  
(Barley)

## OBJECTIVE DESCRIPTION OF VARIETY

BARLEY (*HORDEUM VULGARE*)

INSTRUCTIONS: See Reverse.

NAME OF APPLICANT(S)

Wisconsin Agricultural Experiment Station  
(Marshall A. Brinkman, authorized agent)

ADDRESS (Street and No., or R.F.D. No., City, State, and ZIP Code)

Agriculture Hall  
University of Wisconsin-Madison  
Madison, WI 53706

## FOR OFFICIAL USE ONLY

PVPO NUMBER

9000204

VARIETY NAME OR TEMPORARY DESIGNATION

Chilton (= X2944-4)

Place the appropriate number that describes the varietal character of this variety in the boxes below.  
Place a zero in first box (i.e.     or   ) when number is either 99 or less or 9 or less.

## 1. GROWTH HABIT:

1 = SPRING 2 = FACULTATIVE WINTER 3 = WINTER   Early Growth: 1 = PROSTRATE 2 = SEMIPROSTRATE  
3 = ERECT

## 2. MATURITY (50% Flowering):

1 = EARLY (California Mariout)   *Confirmed - fel. call. by GTT 4 Dec 1992 AAA; J.riegand Egh. D.*  
2 = MIDSEASON (Betzes) 3 = LATE (Frontier)

No. of days Earlier than .....   } 1 = BETZES 2 = CALIFORNIA MARIOUT 3 = CONQUEST 4 = DICKSON  
  No. of days Later than .....   } 5 = PIROLINE 6 = PRIMUS 7 = UNITAN 8 = Beacon

## 3. PLANT HEIGHT (From soil level to top of head):

1 = SEMIDWARF 2 = SHORT (California Mariout) 3 = MEDIUM TALL (Betzes) 4 = TALL (Conquest)  
  Cm. Shorter than .....   } 1 = BETZES 2 = CALIFORNIA MARIOUT 3 = CONQUEST 4 = DICKSON  
  Cm. Taller than .....   } 5 = PIROLINE 6 = PRIMUS 7 = UNITAN

## 4. STEM:

Exertion (Flag to spike at maturity): 1 = 0 - 3 cm. 2 = 3 - 10 cm.   Anthocyanin: 1 = ABSENT 2 = PRESENT  
3 = 10 - 15 cm.

NO. OF NODES (Originating from node above ground)

Collar Shape: 1 = CLOSED 2 = V-SHAPED 3 = OPEN   Shape of Neck: 1 = STRAIGHT 2 = SNAKY  
4 = MODIFIED CLOSED OR OPEN 3 = OTHER (Specify) .

## 5. LEAF:

Basal leaf sheath (seedling): 1 = GLABROUS 2 = PUBESCENT   Position of flag leaf (at boot stage): 1 = DROOPING  
2 = UPRIGHT  
  Waxiness: 1 = ABSENT (Glossy) 2 = SLIGHTLY WAXY 3 = WAXY   MM. WIDTH (First leaf below flag leaf)  
  CM. LENGTH (First leaf below flag leaf)   Anthocyanin in leaf sheath: 1 = ABSENT 2 = PRESENT

## 6. HEAD:

Type: 1 = TWO-ROWED 2 = SIX-ROWED   Density: 1 = LAX 2 = ERECT (Not dense)  
3 = ERECT (Dense)  
  Shape: 1 = TAPERING 2 = STRAP 3 = CLAVATE   Waxiness: 1 = ABSENT (Glossy) 2 = SLIGHTLY WAXY  
4 = OTHER (Specify) Parallel 3 = WAXY  
  Lateral Kernels Overlap: 1 = NONE 2 = AT TIP   Rachis (Hair on edge): 1 = LACKING 2 = FEW 3 = COVERED  
3 = 1/4 - 1/2 OF HEAD

## 7. GLUME:

Length: 1 = 1/3 OF LEMMA 2 = 1/2 OF LEMMA   Hairs: 1 = NONE 2 = SHORT 3 = LONG  
3 = MORE THAN 1/2 OF LEMMA  
  Hair covering: 1 = NONE 2 = RESTRICTED TO MIDDLE 3 = CONFINED TO BAND 4 = COMPLETELY COVERED  
  Awns: 1 = LESS THAN EQUAL TO LENGTH OF GLUMES 2 = EQUAL TO LENGTH OF GLUMES  
3 = MORE THAN EQUAL TO LENGTH OF GLUMES  
  Awn Surface: 1 = SMOOTH 2 = SEMISMOOTH 3 = ROUGH

## 8. LEMMA:

- ☐ 5 Awn: 1 = AWNLESS 2 = AWNLETS ON CENTRAL ROWS, AWNLESS ON LATERAL ROWS  
 3 = SHORT ON CENTRAL ROWS, AWNLETS ON LATERAL ROWS 4 = SHORT (less than equal to length of spike)  
 5 = LONG (longer than spike) 6 = HOODED
- ☐ 2 Awn Surface: 1 = AWNLESS 2 = SMOOTH 3 = SEMISMOOTH 4 = ROUGH
- ☐ 2 Teeth: 1 = ABSENT 2 = FEW 3 = NUMEROUS ☐ 1 Hair: 1 = ABSENT 2 = PRESENT
- ☐ 1 Shape of base: 1 = DEPRESSION 2 = SLIGHT CREASE ☐ 1 Rachilla Hairs: 1 = SHORT 2 = LONG  
 3 = TRANSVERSE CREASE

## 9. STIGMA:

- ☐ 2 Hairs: 1 = FEW 2 = MANY

## 10. SEED:

- ☐ 2 Type: 1 = NAKED 2 = COVERED ☐ 1 Hairs on Ventral Furrow: 1 = ABSENT 2 = PRESENT
- ☐ 4 Length: 1 = SHORT (8.0 mm.) 2 = SHORT TO MIDLONG (7.5 - 9.0 mm.) 3 = MIDLONG (8.5 - 9.5 mm.)  
 4 = MIDLONG TO LONG (9.0 - 10.5 mm.) 5 = LONG (10.0 mm.)
- ☐ 2 Wrinkling of hull: 1 = NAKED 2 = SLIGHTLY WRINKLED 3 = SEMIWRINKLED 4 = WRINKLED
- ☐ 1 Aleurone Color: 1 = COLORLESS (White or Yellow) 2 = BLUE
- ☐ 0 ☐ 3 PERCENT ABORTIVE ☐ 3 ☐ 3 GMS. PER 1000 SEEDS

## 11. DISEASE: (0 = Not Tested, 1 = Susceptible, 2 = Resistant)

- ☐ 2 SEPTORIA ☐ 0 NET BLOTCH ☐ 1 SPOT BLOTCH ☐ 1 POWDERY MILDEW
- ☐ 0 LOOSE SMUT ☐ 0 BACTERIAL BLIGHT ☐ 0 COVERED SMUT ☐ 0 FALSE LOOSE SMUT
- ☐ 2 STEM RUST ☐ 1 LEAF RUST ☐ 0 SCAB ☐ 2 SCALD
- ☐ 0 AY ☐ 0 BSMV ☐ 2 BYDV ☐ OTHER (Specify)

## 12. INSECT: (0 = Not tested, 1 = Susceptible, 2 = Resistant)

- ☐ 0 GREEN BUG ☐ 0 ENGLISH GRAIN APHID ☐ 0 CHINCH BUG ☐ 0 ARMYWORM
- ☐ 0 GRASS HOPPERS ☐ 0 CERIAL LEAF BETTLE ☐ 0 OTHER (Specify)
- HESSIAN FLY RACES ☐ 0 GP ☐ A ☐ B ☐ C  
☐ 0 D ☐ E ☐ F ☐ G

## 13. CHEMICAL (0 = Not Tested, 1 = Susceptible, 2 = Resistant)

- ☐ 0 DDT ☐ OTHER (Specify)

## 14. INDICATE WHICH VARIETY MOST CLOSELY RESEMBLES THAT SUBMITTED:

| CHARACTER       | NAME OF VARIETY | CHARACTER             | NAME OF VARIETY |
|-----------------|-----------------|-----------------------|-----------------|
| Plant tillering | Robust          | Seed size             | Robust          |
| Leaf size       | Morex           | Coleoptile elongation | Morex           |
| Leaf color      | Morex           | Seedling pigmentation | Hazen           |
| Leaf carriage   | Morex           |                       |                 |

REFERENCES: The following publications may be used as a reference aid for the standardization of character descriptions and terms used in this form:

1. Wiebe, G. A., and D. A. Reid, 1961, Classification of Barley Varieties Grown in the United States and Canada in 1958, Technical Bulletin No. 1224, U.S. Dept. of Agriculture.
2. Reid, D. A., and G. A. Wiebe, 1968, Barley: Origin, Botany, Culture, Winter Hardiness, Genetics, Utilization, Pests, Agriculture Handbook No. 338, U.S. Dept. of Agriculture. pp. 61 - 84.
3. Malting Barley Improvement Association, Milwaukee, Wisconsin, 1971, Barley Variety Dictionary.

COLOR: Nickerson's or any recognized color fan may be used to determine color of the described variety.



9000204

EXHIBIT D: ADDITIONAL DESCRIPTION OF THE VARIETY

Chilton is a six-rowed, smooth awned, white aleurone spring barley (Hordeum vulgare L.) that will be marketed as a feed variety. It is superior to all current six-rowed Midwestern varieties in test weight and protein percentage. It has also produced high grain yields and has had excellent lodging resistance scores in Wisconsin tests. Chilton is an early heading variety that has had adequate or better disease protection in Wisconsin testing locations. Performance summaries of Chilton (X2944-4) are contained in Tables 1 through 9. A copy of the Release Notice for Chilton follows Table 9.

9000204

Exhibit D Chilton Barley

TABLE 1. YIELD, AGRONOMIC AND DISEASE DATA FOR BARLEY VARIETIES AND SELECTIONS GROWN IN PERFORMANCE TRIALS AT MADISON, WISCONSIN, 1985. (FOUR ROW PLOTS, 10 FEET LONG, FOUR REPLICATIONS) CHARMANY FIELD 4S.

|              |           |      |      |     |      |      |      |      |      |
|--------------|-----------|------|------|-----|------|------|------|------|------|
| REPS OF DATA | 4         | 4    | 4    | 4   | 4    | 2    | 3    | 1    | 1    |
| VARIETY      | YIELD     | BU.  | HEAD | HT. | SNAP | AG-  | LATE | MIL  | LEAF |
| OR           |           | WT.  | DATE |     | BACK | TRON | LODG | -DEW | RUST |
| SELECTION    | BU/A RANK | LBS. | JUNE | IN. | 0-10 |      | PRCT |      | PRCT |

YIELD L.S.D. .05 = 12.87 BU/A

START 22 ENTRIES GROWN IN EXPERIMENTAL FARMS TRIALS

|          |            |      |      |      |     |      |      |      |      |
|----------|------------|------|------|------|-----|------|------|------|------|
| BOWERS   | 71.1 ( 45) | 48.7 | 12.0 | 35.5 | 6.9 | 36.0 | 56.7 | 5.0  | 40.0 |
| BUSCH 2  | 72.8 ( 41) | 48.8 | 7.0  | 37.0 | 6.9 | 52.5 | 35.7 | 40.0 | 65.0 |
| GLENN    | 70.8 ( 46) | 49.8 | 8.5  | 34.5 | 7.0 | 52.0 | 18.7 | 70.0 | 60.0 |
| HAZEN    | 80.2 ( 24) | 49.9 | 9.7  | 37.7 | 7.1 | 57.5 | 3.7  | 45.0 | 60.0 |
| MOREX    | 83.8 ( 12) | 49.3 | 8.0  | 35.7 | 6.9 | 47.5 | 15.0 | 80.0 | 60.0 |
| ROBUST   | 63.9 ( 58) | 50.2 | 9.2  | 38.0 | 7.1 | 42.0 | 35.0 | 30.0 | 70.0 |
| MINN M46 | 75.8 ( 28) | 50.4 | 9.0  | 36.2 | 7.1 | 44.0 | 8.0  | 60.0 | 80.0 |
| X2372-1  | 75.4 ( 29) | 52.4 | 8.5  | 35.2 | 6.7 | 56.5 | 13.3 | 50.0 | 70.0 |
| X2603-1  | 68.0 ( 51) | 49.3 | 11.7 | 40.7 | 6.6 | 49.5 | 45.0 | 40.0 | 40.0 |
| X2665-1  | 61.3 ( 60) | 49.8 | 8.8  | 36.0 | 7.1 | 54.0 | 14.0 | 60.0 | 60.0 |
| X2672-2  | 74.0 ( 34) | 49.5 | 9.0  | 37.5 | 6.9 | 55.5 | 19.3 | 60.0 | 25.0 |
| X2672-3  | 80.9 ( 21) | 50.2 | 8.8  | 38.2 | 7.1 | 44.0 | 46.0 | 75.0 | 20.0 |
| X2674-4  | 73.4 ( 37) | 49.1 | 8.8  | 36.0 | 7.0 | 51.0 | 37.7 | 15.0 | 75.0 |
| X2705-4  | 51.3 ( 64) | 48.5 | 9.7  | 38.7 | 7.0 | 46.5 | 38.0 | 70.0 | 50.0 |
| X2705-7  | 72.6 ( 42) | 48.0 | 9.0  | 38.7 | 6.8 | 47.0 | 15.7 | 90.0 | 40.0 |
| X2705-8  | 63.8 ( 59) | 49.2 | 9.5  | 37.2 | 7.1 | 48.0 | 14.7 | 90.0 | 40.0 |
| X2860-2  | 87.4 ( 7)  | 53.3 | 12.7 | 35.2 | 6.8 | 43.0 | 19.3 | 5.0  | 8.0  |
| X2860-3  | 92.9 ( 1)  | 54.0 | 12.5 | 35.7 | 6.9 | 40.5 | 12.0 | 2.0  | 5.0  |
| X2911-2  | 74.8 ( 31) | 50.5 | 11.7 | 37.5 | 7.1 | 48.5 | 11.7 | 25.0 | 20.0 |
| X2911-4  | 72.1 ( 43) | 49.3 | 11.5 | 38.0 | 7.2 | 52.0 | 21.7 | 70.0 | 15.0 |
| TB79202  | 81.9 ( 15) | 49.1 | 10.0 | 38.5 | 6.8 | 50.0 | 25.3 | 10.0 | 40.0 |
| TB82092  | 88.8 ( 6)  | 48.5 | 12.0 | 39.0 | 6.9 | 41.5 | 26.7 | .0   | 15.0 |

START 7 (OF 14) ENTRIES IN THE UNIFORM MISSISSIPPI VALLEY NURSERY

|          |            |      |      |      |     |      |      |      |      |
|----------|------------|------|------|------|-----|------|------|------|------|
| BARBLESS | 65.0 ( 57) | 45.4 | 12.2 | 43.8 | 5.8 | 34.5 | 83.3 | .0   | 10.0 |
| LARKER   | 70.4 ( 47) | 47.7 | 9.0  | 35.5 | 6.3 | 45.0 | 61.7 | 50.0 | 40.0 |
| MINN M47 | 81.9 ( 16) | 49.7 | 9.7  | 35.5 | 7.2 | 48.0 | 4.3  | 65.0 | 70.0 |
| MINN M49 | 81.4 ( 19) | 48.5 | 9.5  | 31.5 | 7.3 | 49.5 | 1.0  | 90.0 | 25.0 |
| MINN M50 | 81.5 ( 18) | 49.1 | 10.0 | 36.5 | 7.0 | 60.5 | 24.7 | 50.0 | 70.0 |
| ND7309   | 91.8 ( 2)  | 47.7 | 10.0 | 36.2 | 7.3 | 54.5 | 2.7  | 95.0 | 40.0 |
| ND7369   | 59.1 ( 62) | 49.0 | 8.8  | 33.5 | 7.1 | 57.5 | 14.7 | 40.0 | 50.0 |

(CONTINUED ON NEXT PAGE)

Exhibit D Chilton Barley

9000204

TABLE 1. CONTINUED

| REPS OF DATA                                       | 4                  | 4                  | 4                            | 4                    | 4           | 2                    | 3                   | 1                    | 1 |
|----------------------------------------------------|--------------------|--------------------|------------------------------|----------------------|-------------|----------------------|---------------------|----------------------|---|
| VARIETY<br>OR<br>SELECTION                         | YIELD<br>BU/A RANK | BU.<br>WT.<br>LBS. | HEAD HT.<br>DATE<br>JUNE IN. | SNAP<br>BACK<br>0-10 | AG-<br>TRON | LATE<br>LODG<br>PRCT | MIL<br>-DEW<br>PRCT | LEAF<br>RUST<br>PRCT |   |
| START 35 ENTRIES GROWN ONLY IN THE MADISON NURSERY |                    |                    |                              |                      |             |                      |                     |                      |   |
| AZURE                                              | 84.3 ( 10)         | 48.0               | 9.7 36.5                     | 6.9 46.0             | 18.3        | 55.0                 | 70.0                |                      |   |
| MINN M78-228                                       | 83.9 ( 11)         | 49.5               | 9.7 25.5                     | 8.4 40.5             | 2.3         | 99.0                 | 90.0                |                      |   |
| X2483-2-1                                          | 68.0 ( 52)         | 50.2               | 11.2 35.2                    | 7.0 53.0             | 39.3        | 15.0                 | 8.0                 |                      |   |
| X2668-5                                            | 68.1 ( 50)         | 47.7               | 8.2 34.7                     | 6.8 48.0             | 46.7        | 50.0                 | 40.0                |                      |   |
| X2684-1                                            | 66.5 ( 55)         | 50.6               | 9.7 37.7                     | 6.9 50.0             | 48.3        | 35.0                 | 20.0                |                      |   |
| X2705-3                                            | 73.1 ( 40)         | 49.1               | 9.0 37.2                     | 7.0 50.0             | 9.7         | 65.0                 | 70.0                |                      |   |
| X2840-2                                            | 66.5 ( 56)         | 48.8               | 12.5 38.7                    | 6.9 53.5             | 41.0        | 40.0                 | 35.0                |                      |   |
| X2865-3                                            | 80.5 ( 22)         | 47.4               | 9.0 37.2                     | 6.9 46.5             | 34.0        | 75.0                 | 18.0                |                      |   |
| X2911-5                                            | 74.5 ( 32)         | 49.6               | 12.2 37.2                    | 7.1 54.0             | 40.0        | 80.0                 | 5.0                 |                      |   |
| X2911-6                                            | 73.3 ( 38)         | 49.4               | 12.0 36.7                    | 7.1 54.0             | 48.3        | 90.0                 | 8.0                 |                      |   |
| X2911-8                                            | 81.9 ( 17)         | 49.5               | 11.2 38.0                    | 7.0 53.0             | 31.7        | 5.0                  | 1.0                 |                      |   |
| X2916-2                                            | 89.7 ( 4)          | 49.8               | 9.0 42.7                     | 6.7 49.5             | 26.7        | 80.0                 | 18.0                |                      |   |
| X2916-3                                            | 82.0 ( 14)         | 49.4               | 9.5 41.2                     | 6.6 53.5             | 35.0        | 60.0                 | 15.0                |                      |   |
| X2917-3                                            | 76.1 ( 27)         | 48.9               | 5.0 41.2                     | 6.8 40.0             | 45.0        | 65.0                 | 25.0                |                      |   |
| X2941-2                                            | 77.0 ( 25)         | 51.2               | 9.2 42.0                     | 6.5 62.5             | 39.3        | 8.0                  | 15.0                |                      |   |
| X2941-3                                            | 76.6 ( 26)         | 51.6               | 9.5 44.2                     | 6.7 61.5             | 29.0        | 5.0                  | 25.0                |                      |   |
| X2941-4                                            | 80.3 ( 23)         | 51.1               | 8.8 40.0                     | 6.8 52.0             | 63.3        | 2.0                  | 40.0                |                      |   |
| X2941-7                                            | 52.6 ( 63)         | 48.8               | 9.7 42.5                     | 6.6 50.5             | 76.7        | 95.0                 | 15.0                |                      |   |
| X2941-9                                            | 73.9 ( 36)         | 51.1               | 9.0 44.7                     | 6.5 62.0             | 40.0        | 60.0                 | 40.0                |                      |   |
| BOWMAN                                             | 86.9 ( 9)          | 53.1               | 8.2 31.7                     | 7.1 57.0             | 5.3         | 15.0                 | 50.0                |                      |   |
| X2944-2                                            | 69.3 ( 48)         | 49.4               | 9.0 36.5                     | 7.1 54.0             | 41.7        | 70.0                 | 40.0                |                      |   |
| X2944-4                                            | 89.3 ( 5)          | 51.0               | 8.5 39.2                     | 7.1 55.0             | 4.7         | 60.0                 | 60.0                |                      |   |
| X2944-8                                            | 69.1 ( 49)         | 48.9               | 5.0 38.5                     | 6.8 50.5             | 59.0        | 50.0                 | 80.0                |                      |   |
| X2944-9                                            | 73.3 ( 39)         | 49.5               | 5.2 38.7                     | 6.8 63.0             | 37.3        | 75.0                 | 30.0                |                      |   |
| X2944-16                                           | 90.4 ( 3)          | 49.9               | 9.0 37.5                     | 7.0 65.5             | 22.7        | 40.0                 | 75.0                |                      |   |
| X2944-20                                           | 67.4 ( 53)         | 51.7               | 9.5 36.5                     | 6.9 55.0             | 45.0        | 70.0                 | 60.0                |                      |   |
| X2945-4                                            | 87.4 ( 8)          | 50.0               | 11.2 37.0                    | 7.3 45.0             | 16.0        | 50.0                 | 16.0                |                      |   |
| X2963-1                                            | 74.4 ( 33)         | 50.0               | 9.2 34.7                     | 7.1 43.0             | 18.0        | 70.0                 | 5.0                 |                      |   |
| X2968-2                                            | 74.0 ( 35)         | 49.8               | 8.0 35.7                     | 7.1 60.5             | 17.7        | 80.0                 | 3.0                 |                      |   |
| X2968-3                                            | 81.2 ( 20)         | 49.7               | 8.5 37.5                     | 7.1 64.0             | 11.0        | 85.0                 | 8.0                 |                      |   |
| X2968-4                                            | 83.2 ( 13)         | 49.7               | 6.5 36.0                     | 7.0 55.5             | 23.3        | 85.0                 | 2.0                 |                      |   |
| X2971-1                                            | 66.6 ( 54)         | 49.1               | 6.5 39.0                     | 6.4 56.0             | 41.7        | 70.0                 | 12.0                |                      |   |
| X2976-1                                            | 75.4 ( 30)         | 50.7               | 9.0 40.0                     | 6.9 57.0             | 20.7        | 95.0                 | 20.0                |                      |   |
| X2976-2                                            | 71.9 ( 44)         | 50.9               | 9.0 37.5                     | 7.0 56.0             | 5.3         | 90.0                 | 15.0                |                      |   |
| X2978-2                                            | 60.1 ( 61)         | 48.2               | 7.5 35.0                     | 6.4 56.0             | 26.7        | 10.0                 | 60.0                |                      |   |

AVERAGE 75.3 49.7 9.4 37.4 6.9 51.3 28.7 52.8 36.8

PLANTING DATE APRIL 19, 1985

HARVEST DATE JULY 24-25, 1985

Exhibit D Chilton Barley

9000204

Table 2. Performance of 24 barleys at Ashland, Chilton, Lancaster, and Marshfield in 1986.

| Genotype  | Grain<br>Yield | Bushel<br>Weight | Head<br>Date | Height | Lodging |
|-----------|----------------|------------------|--------------|--------|---------|
|           | bu/a           | lb/bu            | June         | in     | %       |
| Bowers    | 67.9           | 45.1             | 17.7         | 29.9   | 43      |
| Bowman    | 64.6           | 49.0             | 15.1         | 28.2   | 59      |
| Glenn     | 61.9           | 45.2             | 14.0         | 30.6   | 43      |
| Hazen     | 68.1           | 46.6             | 15.9         | 31.2   | 53      |
| Morex     | 60.9           | 44.8             | 15.6         | 32.4   | 45      |
| Robust    | 68.4           | 46.8             | 16.9         | 31.3   | 36      |
| Minn M47  | 67.7           | 47.0             | 16.1         | 28.8   | 36      |
| ND7309    | 56.7           | 43.0             | 16.4         | 30.5   | 44      |
| Bounty    | 69.6           | 44.9             | 17.1         | 31.2   | 48      |
| TB82092   | 62.9           | 45.0             | 17.6         | 31.6   | 40      |
| X2665-1   | 57.2           | 45.7             | 15.1         | 31.7   | 54      |
| X2672-2   | 64.4           | 45.2             | 15.6         | 32.2   | 40      |
| X2674-4   | 57.5           | 45.2             | 15.4         | 30.9   | 42      |
| X2705-3   | 61.7           | 45.7             | 16.0         | 30.8   | 44      |
| X2705-7   | 60.1           | 45.4             | 16.2         | 31.6   | 42      |
| X2860-2   | 57.7           | 48.8             | 18.6         | 29.6   | 48      |
| Chopper   | 62.2           | 48.6             | 18.6         | 29.3   | 52      |
| X2911-2   | 63.9           | 46.5             | 17.1         | 30.1   | 38      |
| X2911-8   | 64.4           | 46.5             | 17.4         | 31.2   | 40      |
| X2944-4   | 62.7           | 47.2             | 14.1         | 33.1   | 39      |
| X2944-16  | 62.9           | 46.3             | 14.4         | 32.2   | 46      |
| X2945-4   | 64.0           | 46.4             | 16.5         | 30.8   | 43      |
| X2968-3   | 64.8           | 46.9             | 14.6         | 31.9   | 40      |
| X2968-4   | 61.0           | 46.4             | 13.5         | 31.1   | 37      |
| Mean      | 63.1           | 46.2             | 16.1         | 31.0   | 44      |
| Locations | 4              | 4                | 2            | 4      | 1       |

Exhibit D Chilton Barley

9000204

Table 3. Performance of 20 barleys at Arlington, Ashland, Chilton, Lancaster, and Marshfield in 1987.

| Variety<br>or<br>selection | <u>Grain yield</u> |      | <u>Test weight</u> |      | Head<br>date | Height | Ripe<br>date | Lodging | Protein |
|----------------------------|--------------------|------|--------------------|------|--------------|--------|--------------|---------|---------|
|                            | bu/a               | rank | lb/bu              | rank | June         | in     | July         | %       | %       |
| No. loc.                   | 5                  |      | 5                  |      | 4            | 4      | 1            | 2       | 1       |
| Azure                      | 56.2               | 3    | 44.4               | 16   | 12.4         | 28.1   | 23.5         | 35      | 14.0    |
| Bounty                     | 54.7               | 7    | 44.0               | 20   | 12.7         | 27.9   | 25.0         | 31      | 13.6    |
| Bowers                     | 56.0               | 4    | 44.4               | 16   | 12.8         | 27.5   | 25.2         | 24      | 13.7    |
| Bowman (2R)                | 55.7               | 5    | 48.0               | 1    | 11.1         | 26.0   | 24.2         | 24      | 15.6    |
| Chopper (2R)               | 53.7               | 10   | 47.1               | 2    | 13.6         | 26.9   | 29.7         | 48      | 14.6    |
| Glenn                      | 51.5               | 14   | 44.2               | 18   | 10.2         | 27.3   | 25.8         | 10      | 14.9    |
| Hazen                      | 57.5               | 1    | 45.0               | 10   | 11.8         | 27.1   | 26.7         | 22      | 13.9    |
| Morex                      | 53.9               | 9    | 44.6               | 15   | 9.8          | 28.2   | 22.0         | 39      | 14.5    |
| Robust                     | 53.0               | 12   | 45.9               | 6    | 11.8         | 22.7   | 25.0         | 14      | 13.4    |
| Minn M47                   | 50.7               | 15   | 45.8               | 7    | 11.4         | 26.3   | 28.3         | 16      | 14.6    |
| X2672-2                    | 52.4               | 13   | 44.9               | 12   | 11.4         | 28.8   | 27.0         | 19      | 14.4    |
| X2705-3                    | 49.0               | 19   | 45.2               | 8    | 11.4         | 28.3   | 25.2         | 11      | 15.2    |
| X2860-2 (2R)               | 56.7               | 2    | 45.9               | 4    | 13.3         | 27.6   | 25.8         | 54      | 14.5    |
| X2911-2                    | 49.8               | 17   | 44.7               | 14   | 12.1         | 28.9   | 27.2         | 11      | 14.5    |
| X2911-8                    | 47.1               | 20   | 45.0               | 11   | 12.6         | 27.7   | 26.7         | 16      | 14.1    |
| X2944-4                    | 54.6               | 8    | 46.5               | 3    | 10.3         | 28.6   | 24.8         | 17      | 15.3    |
| X2944-16                   | 55.0               | 6    | 45.9               | 4    | 10.8         | 28.3   | 26.0         | 12      | 14.6    |
| X2945-4                    | 49.9               | 16   | 44.2               | 18   | 12.6         | 26.8   | 28.5         | 16      | 14.4    |
| X2968-3                    | 53.2               | 11   | 44.9               | 12   | 11.6         | 27.1   | 28.8         | 6       | 14.5    |
| X2968-4                    | 49.3               | 18   | 45.2               | 8    | 10.5         | 26.5   | 26.0         | 9       | 15.0    |
| Average                    | 53.0               |      | 45.3               |      | 11.7         | 27.6   | 26.1         | 22      | 14.7    |

9000204

Exhibit D Chilton Barley

Table 4. Grain yields (bu/a) of 13 barleys in Wisconsin yield trials in 1987.

| Variety<br>or<br>selection | Arlington      |             | Ashland | Chilton        |               | Lanc | Msn  | Marsh | Racine | Average |
|----------------------------|----------------|-------------|---------|----------------|---------------|------|------|-------|--------|---------|
|                            | Drill<br>plots | Rod<br>rows |         | Short<br>plots | Long<br>plots |      |      |       |        |         |
| Bowers                     | 84.3           | 64.4        | 41.3    | 71.5           | 72.4          | 66.7 | 19.3 | 36.2  | 55.0   | 56.8    |
| Glenn                      | 70.0           | 43.9        | 37.4    | 83.0           | 86.8          | 57.6 | 13.7 | 35.7  | 52.0   | 53.3    |
| Hazen                      | 85.9           | 53.8        | 39.8    | 93.9           | 78.7          | 60.7 | 19.7 | 39.5  | 63.4   | 59.5    |
| Morex                      | 83.7           | 49.0        | 38.6    | 90.3           | 73.3          | 56.9 | 28.4 | 34.5  | 50.8   | 56.2    |
| Robust                     | 78.6           | 52.3        | 40.3    | 80.2           | 69.4          | 61.1 | 26.7 | 30.9  | 51.9   | 54.6    |
| Minn M47                   | 78.3           | 46.6        | 34.0    | 86.6           | 79.2          | 57.5 | 19.5 | 28.6  | 51.0   | 53.5    |
| TB79202                    | 91.2           | 48.5        | 40.3    | 74.9           | 77.0          | 64.0 | 30.0 | 45.7  | 52.1   | 58.2    |
| X2672-2                    | 81.8           | 61.8        | 37.4    | 76.0           | 69.4          | 54.5 | 40.8 | 32.2  | 59.0   | 57.0    |
| X2860-2                    | 77.3           | 54.1        | 39.2    | 91.6           | 92.5          | 56.5 | 35.7 | 41.9  | 59.2   | 60.9    |
| X2860-3                    | 72.7           | 48.1        | 28.7    | 93.0           | 90.8          | 58.6 | 35.0 | 40.0  | 58.2   | 58.3    |
| X2944-4                    | 81.1           | 59.8        | 37.4    | 84.1           | 76.6          | 60.1 | 34.3 | 31.7  | 59.2   | 58.3    |
| X2944-16                   | 86.0           | 59.4        | 36.5    | 77.7           | 92.6          | 65.9 | 30.7 | 35.5  | 50.0   | 59.3    |
| X2945-4                    | 85.1           | 40.9        | 30.7    | 77.5           | 79.4          | 62.1 | 26.6 | 38.0  | 53.0   | 54.8    |
| Average                    | 82.3           | 52.5        | 37.0    | 83.1           | 79.8          | 60.2 | 27.7 | 36.2  | 55.0   | 57.0    |

9000204

Exhibit D Chilton Barley

Table 5. Performance of 13 barleys in Wisconsin yield trials in 1987.

| Variety<br>or<br>selection | Grain<br>yield<br>bu/a | Test<br>wt<br>lb | Head<br>date<br>June | Height<br>in | Lodging<br>% | BYD<br>0-9 | Prot<br>% |
|----------------------------|------------------------|------------------|----------------------|--------------|--------------|------------|-----------|
| No. loc.                   | 9                      | 8                | 5                    | 7            | 4            | 1          | 2         |
| Bowers                     | 56.8                   | 44.6             | 11.8                 | 28.5         | 20           | 3.3        | 11.1      |
| Glenn                      | 53.3                   | 44.1             | 9.4                  | 28.2         | 14           | 4.0        | 12.0      |
| Hazen                      | 59.5                   | 44.6             | 10.9                 | 28.3         | 18           | 2.0        | 11.7      |
| Morex                      | 56.2                   | 44.6             | 8.9                  | 29.5         | 31           | 4.0        | 10.2      |
| Robust                     | 54.6                   | 45.7             | 11.0                 | 28.9         | 15           | 3.3        | 10.2      |
| Minn M47                   | 53.5                   | 45.6             | 10.6                 | 27.6         | 17           | 3.7        | 10.1      |
| TB79202                    | 58.2                   | 42.8             | 11.6                 | 29.4         | 24           | 3.0        | 10.0      |
| X2672-2                    | 57.0                   | 44.5             | 10.4                 | 29.9         | 19           | 4.0        | 10.0      |
| X2860-2                    | 60.9                   | 46.9             | 12.7                 | 27.9         | 34           | 3.7        | 10.9      |
| X2860-3                    | 58.3                   | 47.1             | 13.0                 | 27.7         | 29           | 3.7        | 10.7      |
| X2944-4                    | 58.3                   | 45.9             | 9.5                  | 29.9         | 16           | 4.3        | 10.2      |
| X2944-16                   | 59.3                   | 45.7             | 9.9                  | 29.1         | 15           | 1.7        | 10.0      |
| X2945-4                    | 54.8                   | 44.2             | 11.4                 | 28.6         | 18           | 4.3        | 10.2      |
| Average                    | 57.0                   | 45.1             | 10.9                 | 28.7         | 21           | 3.5        | 10.6      |

9000204

## Exhibit D Chilton Barley

Table 6. Performance of 22 barleys at Ashland, Chilton, Lancaster, Madison, Marshfield, and Racine in 1988.

| Variety<br>or<br>selection | Grain yield |      | Test<br>wt<br>lb/bu | Head<br>date<br>June | Height<br>in | Ripe<br>date<br>July | Grain<br>protein<br>% |
|----------------------------|-------------|------|---------------------|----------------------|--------------|----------------------|-----------------------|
|                            | bu/a        | rank |                     |                      |              |                      |                       |
| No. loc.                   | 6           |      | 6                   | 4                    | 6            | 1                    | 1                     |
| Azure                      | 38.4        | 17   | 43.0                | 11.0                 | 25.4         | 20.3                 | 14.0                  |
| Bounty                     | 36.9        | 21   | 40.7                | 13.0                 | 25.9         | 24.0                 | 13.8                  |
| Bowers                     | 41.4        | 9    | 41.6                | 12.4                 | 24.7         | 20.3                 | 14.2                  |
| Bowman (2R)                | 45.4        | 1    | 47.5                | 10.4                 | 24.4         | 23.0                 | 15.4                  |
| Chopper (2R)               | 38.2        | 18   | 46.1                | 13.5                 | 23.2         | 23.3                 | 16.4                  |
| Hazen                      | 43.0        | 5    | 43.6                | 11.4                 | 25.1         | 22.8                 | 15.7                  |
| Morex                      | 41.8        | 8    | 42.9                | 10.9                 | 26.2         | 19.3                 | 15.8                  |
| Robust                     | 40.3        | 11   | 43.5                | 10.8                 | 24.3         | 21.8                 | 14.0                  |
| Minn M47                   | 39.1        | 15   | 43.5                | 10.7                 | 24.2         | 19.3                 | 14.1                  |
| Minn M52                   | 43.0        | 5    | 43.2                | 10.3                 | 23.9         | 20.0                 | 14.8                  |
| ND7309                     | 37.0        | 20   | 41.4                | 12.1                 | 24.5         | 20.3                 | 15.0                  |
| X2838-1                    | 41.1        | 10   | 43.4                | 11.8                 | 25.0         | 20.3                 | 14.5                  |
| X2860-2 (2R)               | 41.6        | 7    | 45.9                | 13.0                 | 23.3         | 21.3                 | 15.7                  |
| X2944-4                    | 44.2        | 2    | 45.1                | 10.6                 | 26.0         | 19.3                 | 16.3                  |
| X2944-16                   | 43.1        | 4    | 43.3                | 11.5                 | 25.2         | 19.8                 | 15.6                  |
| X2968-3                    | 36.4        | 22   | 43.5                | 11.0                 | 25.2         | 21.0                 | 14.2                  |
| X3008-1                    | 43.9        | 3    | 43.9                | 9.3                  | 25.4         | 20.8                 | 15.7                  |
| X3035-2                    | 40.2        | 12   | 42.7                | 10.4                 | 27.7         | 23.8                 | 16.5                  |
| X3035-3                    | 39.6        | 13   | 43.0                | 10.4                 | 27.8         | 22.0                 | 16.0                  |
| X3035-6                    | 39.1        | 15   | 43.0                | 11.3                 | 26.7         | 20.5                 | 16.3                  |
| X3035-10                   | 37.7        | 19   | 41.8                | 11.1                 | 26.0         | 20.5                 | 14.9                  |
| X3039-15                   | 39.6        | 13   | 42.9                | 10.8                 | 25.6         | 21.5                 | 16.1                  |
| Average                    | 40.5        |      | 43.5                | 11.3                 | 25.2         | 21.1                 | 15.2                  |

15



9000204

## Exhibit D Chilton Barley

Table 7. Performance of six-rowed barleys at Arlington, Ashland, Chilton and Lancaster, Wisconsin in 1989.

| Genotype  | Grain<br>yield<br>bu/a | Test<br>wt<br>lb | Prot<br>% | Prot<br>yield<br>lb/a | Head<br>date<br>June | Ripe<br>date<br>Aug | Ht<br>in | Lodg<br>% | Stem<br>rust<br>0-9 | Spot<br>blotch<br>0-9 | Powdery<br>mildew<br>0-9 |
|-----------|------------------------|------------------|-----------|-----------------------|----------------------|---------------------|----------|-----------|---------------------|-----------------------|--------------------------|
| No. tests | 5                      | 5                | 4         | 5                     | 4                    | 1                   | 5        | 4         | 1                   | 1                     | 1                        |
| Bounty    | 67.3                   | 44.2             | 13.6      | 439                   | 21.8                 | 9.8                 | 33.1     | 27        | 5                   | 4                     | 1                        |
| Bowers    | 74.2                   | 46.1             | 13.6      | 484                   | 21.1                 | 11.3                | 33.2     | 40        | 1                   | 7                     | 1                        |
| Hazen     | 74.2                   | 46.9             | 13.8      | 492                   | 21.2                 | 9.3                 | 33.6     | 13        | 1                   | 3                     | 5                        |
| Morex     | 67.7                   | 45.0             | 14.3      | 465                   | 20.3                 | 7.5                 | 34.9     | 35        | 1                   | 5                     | 2                        |
| Robust    | 67.4                   | 46.8             | 14.1      | 455                   | 22.0                 | 10.5                | 33.1     | 22        | 5                   | 8                     | 7                        |
| X2944-4   | 74.1                   | 48.1             | 14.7      | 523                   | 20.9                 | 5.8                 | 34.4     | 5         | 1                   | 5                     | 2                        |

9000204

Exhibit D Chilton Barley

Table 8. Performance of barleys that were entered in the Mississippi Valley Barley Nursery (Uniform) in 1988 and 1989.

| Entry     | <u>Grain yield</u> |      | Test     | Head         | Height | Lodging | Net           |
|-----------|--------------------|------|----------|--------------|--------|---------|---------------|
|           | bu/a               | rank | wt<br>lb | date<br>June | in     | %       | blotch<br>0-9 |
| No. tests | 14                 |      | 9        | 13           | 13     | 3       | 4             |
| Barbless  | 62.3               | 11   | 45.7     | 20.2         | 31.7   | 34      | 2.5           |
| Larker    | 61.2               | 12   | 47.2     | 18.4         | 29.7   | 26      | 3.6           |
| Morex     | 64.6               | 9    | 47.3     | 17.9         | 30.2   | 14      | 3.5           |
| Robust    | 67.6               | 4    | 48.4     | 19.1         | 29.4   | 5       | 1.9           |
| Minn M52  | 71.3               | 1    | 47.2     | 18.9         | 27.2   | 8       | 2.9           |
| B1602     | 68.4               | 2    | 47.9     | 19.6         | 29.8   | 7       | 3.8           |
| B1603     | 63.5               | 10   | 47.3     | 18.1         | 27.6   | 13      | 2.6           |
| Minn M57  | 65.8               | 8    | 47.7     | 19.2         | 28.5   | 4       | 2.6           |
| 6B84-2912 | 66.2               | 7    | 46.2     | 20.3         | 29.0   | 7       | 2.1           |
| Minn M59  | 66.7               | 6    | 47.9     | 19.5         | 29.8   | 5       | 2.9           |
| X2944-4   | 67.6               | 4    | 48.6     | 18.3         | 30.9   | 7       | 2.4           |
| X2944-16  | 68.1               | 3    | 46.5     | 18.6         | 30.0   | 15      | 3.7           |
| Mean      | 66.1               |      | 47.3     | 19.0         | 29.5   | 12      | 2.9           |

9000204

Exhibit D Chilton Barley

Table 9.

PERFORMANCE OF SIX-ROWED BARLEYS IN WISCONSIN TRIALS, 1985-89.

| VARIETY   | GRAIN<br>YIELD<br>BU/A | TEST<br>WEIGHT<br>LB/BU | GRAIN<br>PROTEIN<br>% | PROTEIN<br>YIELD<br>LB/A | HEAD<br>DATE<br>JUNE | HEIGHT<br>IN | LODGING<br>% |
|-----------|------------------------|-------------------------|-----------------------|--------------------------|----------------------|--------------|--------------|
| BOUNTY    | 57.5                   | 43.2                    | 13.2                  | 364                      | 16.3                 | 30.0         | 31           |
| BOWERS    | 58.9                   | 44.4                    | 13.2                  | 373                      | 16.2                 | 29.2         | 35           |
| CHILTON   | 60.2                   | 46.6                    | 14.3                  | 413                      | 14.3                 | 31.0         | 14           |
| HAZEN     | 60.6                   | 45.4                    | 13.5                  | 393                      | 15.2                 | 29.8         | 19           |
| MOREX     | 56.9                   | 44.6                    | 13.9                  | 380                      | 14.3                 | 30.8         | 30           |
| ROBUST    | 56.2                   | 45.8                    | 13.7                  | 370                      | 15.6                 | 29.6         | 18           |
| No. TESTS | 25                     | 24                      | 10                    | 25                       | 13                   | 20           | 9            |

# University of Wisconsin-Madison

Department of Agronomy  
1575 Linden Drive  
Madison, Wisconsin 53706  
608-262-1390

9000204

DATE: February 12, 1990

TO: Experiment Station Directors, Department Chairpersons, Barley Breeders, Foundation Seed Managers, Crop Improvement Managers, and NCS-1 Committee Representatives in the North Central States.

FROM: M.A. Brinkman and R.A. Forsberg

SUBJECT: Release of Wisconsin Barley Selection X2944-4 with the Name "Chilton"

The Wisconsin Agricultural Experiment Station plans to release Wisconsin barley selection X2944-4 (Chilton) to Certified seed growers for planting in the spring of 1990. Chilton is the county seat of Calumet County in eastern Wisconsin where barley is a popular crop. We expect to announce the release of Chilton on or about February 16, 1990. Tentative release plans were announced in a letter dated February 6, 1989.

Chilton is a six-rowed, smooth-awned feed barley that has produced high yields of grain with high test weight and protein percentage in Wisconsin tests. Data summaries for 1985-89 are enclosed (Tables 1-4).

The pedigree of Chilton is X2040-1/X1947-2//Morex. Preliminary yield testing of Chilton was initiated in 1984, and advanced testing was initiated at Madison in 1985. Chilton was evaluated in statewide tests in 1986-89, and was included in the Mississippi Valley Barley Nursery in 1988 and 1989. It is similar to Morex in maturity, heading 1 to 3 days earlier than Hazen, Robust, and Bowers. In 1985-89 performance trials it has trailed only Hazen in grain yield (by 0.4 bu/a), and has ranked higher than all other six-rowed cultivars in test weight, protein percentage, and protein yield. Although slightly taller than average in height, Chilton has very good straw strength. Barley diseases were not prevalent in Wisconsin nurseries in the late 1980's, but where diseases did occur Chilton's pattern of reaction indicates that it has good overall disease resistance. Chilton is not intended for malting.

Chilton ranked 4th of 12 in grain yield and 1st of 12 in test weight in the combined 1988-89 Uniform nursery summary. The only entry that exceeded Chilton's grain yield by more than 1 bu/a in the Uniform nursery, Minn M52, has not performed as well as Chilton in Wisconsin tests.

The 1989 increase field near Arlington, Wisconsin yielded 87 bu/a, so we have sufficient seed available for distribution. Please direct your requests by February 22, 1990 to Mr. Patrick J. LeMahieu, Director, Wisconsin Foundation Seeds, Room 562 Moore Hall, 1575 Linden Drive, Madison, WI 53706 (Telephone: 608-262-1376).

19

9000204

Release of Wisconsin barley selection X2944-4  
page 2

In addition to Plant Variety Protection (via seed certification), the following specifications accompany the release of Chilton barley:

1. There will be only three classes of seed -- Breeder, Foundation, and Certified.
2. The Wisconsin Crop Improvement Association has been delegated authority to license production of the Certified Class of Seed of Chilton, and to serve as the collection agent for a research and development fee.
3. The annual license fee for Chilton barley shall be \$25.00
4. A research and development fee of \$.25 per bushel will be assessed and collected on the Certified Class of Seed of Chilton at the first point of sale.
5. The Wisconsin Crop Improvement Association may authorize other Crop Improvement Associations or Foundation Seed Organizations to act as sub-licensing and fee-collection agents. To this end, the WCIA will enter into the following licensing or sub-licensing agreements:
  - a. A nonfee, permanent agreement with Foundation Seed Organizations in other states.
  - b. An annual, sub-licensing agreement with Crop Improvement Associations in other states. These Crop Improvement Associations may then license individual Growers in their respective states.
  - c. An annual licensing agreement with individual Wisconsin Seed Growers.

Please direct inquiries to Mr. Eugene R. Amberson, Manager, Wisconsin Crop Improvement Association, Room 560 Moore Hall, 1575 Linden Drive, Madison, WI 53706. (608-262-0167).

6. License fees collected in another state may be retained by the licensing agent for that state.
7. Research and development fees collected by another state will be shared 50:50, with the 50% retained by that state to be used for research and development as specified by the Director of the State Agricultural Experiment Station, the other 50% to be returned to the Wisconsin Crop Improvement Association by September 1 of each year.
8. The Director of Wisconsin's Foundation Seed Program must have in hand a copy of the appropriate signed "license/fee-collection agreement" for Chilton barley prior to the sale of Breeder Seed or Foundation Seed of Chilton barley to a Foundation Seed Organization or an individual Seed Grower.

9000204

Table 1. Performance of six-rowed barleys at Arlington, Ashland, Chilton and Lancaster, Wisconsin in 1989.

| Genotype  | Grain<br>yield<br>bu/a | Test<br>wt<br>lb | Prot<br>% | Prot<br>yield<br>lb/a | Head<br>date<br>June | Ripe<br>date<br>Aug | Ht<br>in | Lodg<br>% | Stem<br>rust<br>0-9 | Spot<br>blotch<br>0-9 | Powdery<br>mildew<br>0-9 |
|-----------|------------------------|------------------|-----------|-----------------------|----------------------|---------------------|----------|-----------|---------------------|-----------------------|--------------------------|
| No. tests | 5                      | 5                | 4         | 5                     | 4                    | 1                   | 5        | 4         | 1                   | 1                     | 1                        |
| Bounty    | 67.3                   | 44.2             | 13.6      | 439                   | 21.8                 | 9.8                 | 33.1     | 27        | 5                   | 4                     | 1                        |
| Bowers    | 74.2                   | 46.1             | 13.6      | 484                   | 21.1                 | 11.3                | 33.2     | 40        | 1                   | 7                     | 1                        |
| Hazen     | 74.2                   | 46.9             | 13.8      | 492                   | 21.2                 | 9.3                 | 33.6     | 13        | 1                   | 3                     | 5                        |
| Morex     | 67.7                   | 45.0             | 14.3      | 465                   | 20.3                 | 7.5                 | 34.9     | 35        | 1                   | 5                     | 2                        |
| Robust    | 67.4                   | 46.8             | 14.1      | 455                   | 22.0                 | 10.5                | 33.1     | 22        | 5                   | 8                     | 7                        |
| X2944-4   | 74.1                   | 48.1             | 14.7      | 523                   | 20.9                 | 5.8                 | 34.4     | 5         | 1                   | 5                     | 2                        |

Table 2. Grain yields (bu/a) of six-rowed barleys in Wisconsin trials, 1987-89.

| Genotype  | Arlington | Ashland | Chilton | Lancaster | Madison | Marshfield | Racine | Mean |
|-----------|-----------|---------|---------|-----------|---------|------------|--------|------|
| No. tests | 3         | 3       | 3       | 3         | 2       | 2          | 2      | 18   |
| Bounty    | 72.5      | 39.9    | 57.8    | 53.5      | 44.6    | 35.2       | 46.6   | 51.3 |
| Bowers    | 79.4      | 43.6    | 61.8    | 55.7      | 55.8    | 30.1       | 55.2   | 55.4 |
| Hazen     | 82.1      | 43.5    | 68.6    | 55.4      | 47.0    | 31.6       | 64.8   | 57.5 |
| Morex     | 71.7      | 42.4    | 63.4    | 53.8      | 47.6    | 31.0       | 52.9   | 53.2 |
| Robust    | 72.5      | 43.0    | 55.0    | 56.5      | 46.1    | 27.0       | 57.4   | 52.3 |
| X2944-4   | 75.3      | 45.0    | 61.4    | 56.3      | 52.7    | 28.8       | 67.0   | 56.2 |

PERFORMANCE OF SIX-ROWED BARLEYS IN WISCONSIN TRIALS, 1985-89.

| VARIETY   | GRAIN<br>YIELD<br>BU/A | TEST<br>WEIGHT<br>LB/BU | GRAIN<br>PROTEIN<br>% | PROTEIN<br>YIELD<br>LB/A | HEAD<br>DATE<br>JUNE | HEIGHT<br>IN | LODGING<br>% |
|-----------|------------------------|-------------------------|-----------------------|--------------------------|----------------------|--------------|--------------|
| BOUNTY    | 57.5                   | 43.2                    | 13.2                  | 364                      | 16.3                 | 30.0         | 31           |
| BOWERS    | 58.9                   | 44.4                    | 13.2                  | 373                      | 16.2                 | 29.2         | 35           |
| CHILTON   | 60.2                   | 46.6                    | 14.3                  | 413                      | 14.3                 | 31.0         | 14           |
| HAZEN     | 60.6                   | 45.4                    | 13.5                  | 393                      | 15.2                 | 29.8         | 19           |
| MOREX     | 56.9                   | 44.6                    | 13.9                  | 380                      | 14.3                 | 30.8         | 30           |
| ROBUST    | 56.2                   | 45.8                    | 13.7                  | 370                      | 15.6                 | 29.6         | 18           |
| No. TESTS | 25                     | 24                      | 10                    | 25                       | 13                   | 20           | 9            |

21

9000204

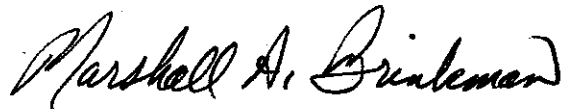
Table 4. Performance of barleys that were entered in the Mississippi Valley Barley Nursery (Uniform) in 1988 and 1989.

| Entry     | <u>Grain yield</u> |      | Test     | Head         | Height | Lodging | Net           |
|-----------|--------------------|------|----------|--------------|--------|---------|---------------|
|           | bu/a               | rank | wt<br>lb | date<br>June | in     | %       | blotch<br>0-9 |
| No. tests | 14                 |      | 9        | 13           | 13     | 3       | 4             |
| Barbless  | 62.3               | 11   | 45.7     | 20.2         | 31.7   | 34      | 2.5           |
| Larker    | 61.2               | 12   | 47.2     | 18.4         | 29.7   | 26      | 3.6           |
| Morex     | 64.6               | 9    | 47.3     | 17.9         | 30.2   | 14      | 3.5           |
| Robust    | 67.6               | 4    | 48.4     | 19.1         | 29.4   | 5       | 1.9           |
| Minn M52  | 71.3               | 1    | 47.2     | 18.9         | 27.2   | 8       | 2.9           |
| B1602     | 68.4               | 2    | 47.9     | 19.6         | 29.8   | 7       | 3.8           |
| B1603     | 63.5               | 10   | 47.3     | 18.1         | 27.6   | 13      | 2.6           |
| Minn M57  | 65.8               | 8    | 47.7     | 19.2         | 28.5   | 4       | 2.6           |
| 6B84-2912 | 66.2               | 7    | 46.2     | 20.3         | 29.0   | 7       | 2.1           |
| Minn M59  | 66.7               | 6    | 47.9     | 19.5         | 29.8   | 5       | 2.9           |
| X2944-4   | 67.6               | 4    | 48.6     | 18.3         | 30.9   | 7       | 2.4           |
| X2944-16  | 68.1               | 3    | 46.5     | 18.6         | 30.0   | 15      | 3.7           |
| Mean      | 66.1               |      | 47.3     | 19.0         | 29.5   | 12      | 2.9           |

9000204

EXHIBIT E: BASIS OF APPLICANT'S OWNERSHIP

This is to certify that I have been appointed the agent by the applicant. The applicant, the Wisconsin Agricultural Experiment Station, is the sole owner of Chilton barley.



---

Marshall A. Brinkman  
Department of Agronomy  
University of Wisconsin-Madison  
1575 Linden Drive  
Madison, WI 53706